

1 BARRY J. PORTMAN
Federal Public Defender
2 ANGELA M. HANSEN
Assistant Federal Public Defender
3 160 West Santa Clara Street, Suite 575
San Jose, CA 95113
4 Telephone: (408) 291-7753
5 Counsel for Defendant JAY DAVID HEMM

6
7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

E-FILED - 4/7/06

10 UNITED STATES OF AMERICA,) No. CR-05-00559-RMW
11)
Plaintiff,)
12 v.) **STIPULATION AND**
13) **ORDER TO CONTINUE STATUS**
JAY DAVID HEMM,) **HEARING**
14)
Defendant.)
15)

16 Defendant, Jay David Hemm, through his counsel, Assistant Federal Public Defender
17 Angela M. Hansen, and government counsel, Assistant United States Attorney Gary Fry, stipulate
18 and agree to continue the status hearing date of March 20, 2006 to April 3, 2006 at 9:00 a.m.

19 The parties have reached a preliminary agreement in this case. The parties request a
20 two-week continuance because Government counsel needs additional time to have the agreement
21 approved by his office, and, once approved, counsel for Mr. Hemm needs additional time to
22 review that agreement with her client. For these reasons, the parties stipulate and agree to
23 continue this case until April 3, 2006.

24 The parties further stipulate and agree that time should continue to be excluded under
25 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) because the ends of justice served by the continuance
26 requested outweigh the best interest of the defendant and the public in a speedy trial because the
failure to grant such a continuance would unreasonably deny Mr. Hemm the time necessary for

1 effective preparation.

2
3 March 17, 2006

_____/S/_____
ANGELA M. HANSEN
Assistant Federal Public Defender

4
5
6 March 17, 2006

_____/S/_____
GARY FRY
Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-05-00559-RMW
)	
Plaintiff,)	ORDER TO
v.)	CONTINUE STATUS HEARING
)	
JAY DAVID HEMM)	
)	
Defendant.)	
_____)	

Pursuant to the stipulation of the parties and good cause appearing, IT IS HEREBY ORDERED that the status hearing date of March 20, 2006 is continued until April 3, 2006 at 9:00 a.m. It is FURTHER ORDERED that time will continue to be excluded under 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for defense preparation.

Dated: April 7, 2006

/s/ Ronald M. Whyte

HONORABLE RONALD M. WHYTE
United States District Judge

1 Distribute to:

2 Ms. Angela M. Hansen
3 Assistant Federal Public Defender
160 West Santa Clara Street, Suite 575
4 San Jose, CA 95113
Counsel for Defendant

5 Mr. Gary Fry
6 Assistant United States Attorney
150 Almaden Blvd., Suite 900
7 San Jose, CA 95113
Counsel for the United States